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KARL MORELL

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September 9, 2008

22882-D
RECORDATION NO. 22882-D FILED

SEP 09 '08 -3 13 PM

The Honorable Anne K. Quinlan
Acting Secretary
Surface Transportation Board
395 E Street, S.W.
Washington, DC 20423-0001

SURFACE TRANSPORTATION BOARD

Dear Acting Secretary Quinlan:

Enclosed for e-filing is the document described below to be recorded pursuant to 49 U.S.C. § 11301.

The document is a Partial Release of Security Agreement, a secondary document, dated as of August 21, 2008. The primary document to which the Release is connected is recorded under Recordation No. 22882. We request that this document be recorded under Recordation No. 22882-D.

The name and address of the party to the Partial Release of Security Agreement is:

Secured Party:

Bank of America, N.A.
550 W. Main Street
Knoxville, TN 37902

A description of the equipment covered by the Partial Release of Security Agreement consists of NCRC 1041, NCRC 1042, NCRC 1051, NCRC 1056, NCRC 1064 and NCRC 1069.

BALL JANIK LLP

The Honorable Anne K. Quinlan
September 9, 2008
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The fee of \$41.00 is enclosed. Please return one copy to:

Karl Morell
Of Counsel
Ball Janik LLP
Suite 225
1455 F Street, N.W.
Washington, DC 20005

A short summary of the document to appear in the index follows: Partial Release of Security Agreement by Bank of America, N.A., 550 W. Main Street, Knoxville TN 37902, covering hopper cars NCRC 1041, NCRC 1042, NCRC 1051, NCRC 1056, NCRC 1064 and NCRC 1069.

Sincerely,

A handwritten signature in black ink, appearing to read "Karl Morell", written in a cursive style.

Karl Morell

Enclosure

SEP 09 '08

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PARTIAL RELEASE OF SECURITY AGREEMENT**SURFACE TRANSPORTATION BOARD**

This Partial Release of Security Agreement (this "Release") dated as of August 21, 2008 is by and between Bank of America, N.A. ("Bank") and Gandy Dancer, Inc. ("Grantor").

RECITALS

WHEREAS, Bank has extended a line of credit in the amount of \$2,000,000 to Grantor pursuant to a Credit Agreement dated as of March 24, 2000, as amended by a Modification of Revolving Credit Facility Loan Documents dated as of July 31, 2002 (the "First Modification"), a letter dated March 24, 2005, a letter dated June 24, 2005, a letter dated August 15, 2005 and a Second Modification of Revolving Credit Facility Loan Documents dated as of September 15, 2005 (the "Second Modification"), a letter dated August 24, 2007 and a Third Modification of Revolving Credit Facility Loan Documents dated as of October 31, 2007 (the "Third Modification") (collectively, the "Credit Agreement"); and

WHEREAS, the Credit Agreement is secured by a pledge by Grantor of certain Collateral as set forth in that certain Security Agreement between Grantor and Bank dated as of March 24, 2000, as amended by the First Modification, the Second Modification, an Amendment No. 1 to Security Agreement dated as of September 15, 2005 ("Amendment No. 1"), the Third Modification and an Amendment No. 2 to Security Agreement dated as of October 31, 2007 ("Amendment No. 2") (collectively, the "Security Agreement"); and

WHEREAS, the Security Agreement was duly filed for recordation with the Surface Transportation Board pursuant to Section 11301 of Title 49 of the US Code on April 7, 2000 under recordation Number 22882, Amendment No. 1 was duly filed for recordation with the Surface Transportation Board pursuant to Section 11301 of Title 49 of the US Code on November 29, 2005 and Amendment No. 2 was duly filed for recordation with the Surface Transportation Board pursuant to 11301 of Title 49 of the US Code on January 16, 2008; and

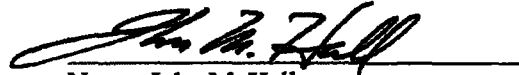
WHEREAS, Grantor has requested and Bank has agreed to release certain hopper cars identified as NCRC 1041, NCRC 1042, NCRC 1051, NCRC 1056, NCRC 1064 and NCRC 1069 from the lien granted in favor of Bank under the Security Agreement.

NOW, THEREFORE, in consideration of the premises and other good and valuable consideration, the receipt of which is hereby acknowledged, Bank hereby releases hopper cars NCRC 1041, NCRC 1042, NCRC 1051, NCRC 1056, NCRC 1064 and NCRC 1069 from the lien granted in favor of Bank under the Security Agreement and Bank consents to the recording of this Release with the Surface Transportation Board to effect release the lien against hopper cars NCRC 1041, NCRC 1042, NCRC 1051, NCRC 1056, NCRC 1064 and NCRC 1069 as set forth in this Release.

[Signature appears on following page.]

IN WITNESS WHEREOF, Bank has caused this Release to be duly executed and delivered by its authorized officer as of the day and year first written.

BANK OF AMERICA, N.A.



Name: John M. Hall

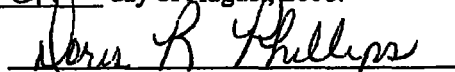
Title: Senior Vice President

STATE OF TENNESSEE)

COUNTY OF KNOX)

Before me, the undersigned, a Notary Public in and for the state and county aforesaid, personally appeared John M. Hall, with whom I am personally acquainted, or proved to me on the basis of satisfactory evidence, and who upon oath, acknowledged himself to be a Senior Vice President of Bank of America, N.A., the within named bargainor, a national banking association, and that he, as such Senior Vice President, being authorized so to do, executed the foregoing instrument for the purposes therein contained, by signing the name of said national association by himself as Senior Vice President.

Witness my hand and official seal at office this 21st day of August, 2008.



My Commission Expires:

JAN 3, 2011

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